

IN THE UNITED STATES DISTRICT COURT OF THE  
SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION

IN RE: DIGITEK  
PRODUCTS LIABILITY LITIGATION

MDL NO. 1968

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**PLAINTIFFS' REQUEST FOR CLASS CERTIFICATION**

Pursuant to PTO # 16, Plaintiffs hereby submit their request to seek class certification for the remaining class action suits filed in this MDL, excluding any wrongful death, personal injury or medical monitoring putative classes. Plaintiffs intend to file a motion and brief in support of such classes based upon such law and facts as has been revealed by discovery that has been made in accordance with PTO # 16 and outstanding discovery requests to Defendants, as yet unproduced.

Dated: September 15, 2009

Respectfully submitted,

On Behalf of the Plaintiffs' Steering Committee

Carl N. Frankovitch, Esq.  
Frankovitch, Anetakis, Colantonio  
& Simon  
337 Penco Rd.  
Weirton, WV 26062  
***Co-Lead Counsel***

/s/Fred Thompson, III, Esq.  
Fred Thompson, III, Esq.  
Motley Rice, LLC  
28 Bridgeside Blvd.  
Mt. Pleasant, SC 29464  
***Co-Lead Counsel***

Harry F. Bell, Jr., Esq.  
The Bell Law Firm, PLLC  
P.O. Box 1723  
Charleston, WV 25326  
***Co-Lead and Liaison Counsel***

**CERTIFICATE OF SERVICE**

I hereby certify that on September 15, 2009, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

s/Fred Thompson, III Esq.\_\_\_\_\_

Fred Thompson, III, Esq.

Motley Rice, LLC

28 Bridgeside Blvd.

Mt. Pleasant, SC 29464

***Co- Lead Counsel***